

TERMINAL DISCLAIMER  
OVER A PENDING "REFERENCE" APPLICATION

Attorney Docket 063373-5013-01

In re Application of: Brendon Conlan *et al.*  
Application No. 09/887,371  
Filed: June 22, 2001  
For: Removal of Biological Contaminants

The owner, Gradipore Limited of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term of any patent granted on pending reference Application Number 09/887,208, filed on June 22, 2001, as such term is defined in 35 U.S.C. 154 and 173, and as the term of any patent granted on said reference application may be shortened by any terminal disclaimer filed prior to the grant of any patent on the pending reference application. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent granted on the reference application are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of any patent granted on said reference application, "as the term of any patent granted on said reference application may be shortened by any terminal disclaimer filed prior to the grant of any patent on the pending reference application," in the event that: any such patent: granted on the pending reference application: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer filed prior to its grant.

Check either box 1 or 2 below, if appropriate.

1.  For submissions on behalf of an organization (e.g., corporation, partnership, university, etc.) the undersigned is empowered to act on behalf of the organization.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

2.  The undersigned is an attorney of record.

04/18/2005

Date

*Gregory Lowen*

Signature

04/20/2005 HAL111 00000026 500310 09887371

Gregory T. Lowen, Registration No. 46,882

02 FC:2014 65.00 DA

Name

Terminal disclaimer fee under 37 C.F.R. 1.20(d) is included.

PTO suggested wording for terminal disclaimer was

unchanged.  changed (if changed, an explanation should be supplied).



PATENT  
ATTORNEY DOCKET NO.: **063373-5013-01-US**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: Brendon Conlan et al.

Application No.: 09/887,371

Filed: June 22, 2001

For: **REMOVAL OF BIOLOGICAL CONTAMINANTS**

Commissioner for Patents  
U.S. Patent and Trademark Office  
Arlington, VA 22202

**SUBMISSION OF REVOCATION OF ORIGINAL POWER OF ATTORNEY  
AND GRANT OF NEW POWER OF ATTORNEY BY ASSIGNEE**

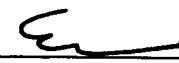
Sir:

Enclosed is a copy of the Revocation of Original Power of Attorney and Grant of New Power of Attorney documents executed by the Assignee for the above-identified patent application.

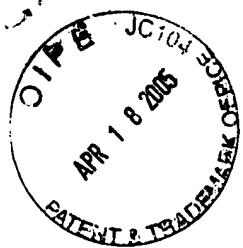
Respectfully submitted,

**MORGAN, LEWIS & BOCKIUS LLP**

Dated: March 2, 2005

  
\_\_\_\_\_  
Erich E. Veitenheimer  
Reg. No. 40,420

Customer Number: 009629  
**MORGAN, LEWIS & BOCKIUS LLP**  
1111 Pennsylvania Avenue, NW  
Washington, D.C. 20004  
(202) 739-3000



ATTORNEY DOCKET NO.: **063373-5013-01-US**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: Brendon Conlan et al.

Application No.: 09/887,371

Filed: June 22, 2001

For: REMOVAL OF BIOLOGICAL CONTAMINANTS

**REVOCATION OF ORIGINAL POWER OF ATTORNEY**  
**AND GRANT OF NEW POWER OF ATTORNEY**

Commissioner for Patents  
U.S. Patent and Trademark Office  
Arlington, VA 22202

Sir:

Assignee, by virtue of assignment recorded on Reel and Frame given below, hereby revokes the previous Power of Attorney in the U.S. application serial number shown below and hereby grants in respect of said application power of attorney to the registered practitioners of Morgan, Lewis & Bockius LLP included in the Customer Number provided below to prosecute said application and to transact all business in the Patent and Trademark Office connected therewith. Assignee further directs that all correspondence be addressed to the Customer Number given below:

**Customer Number: 009629**

<b><u>Serial No.</u></b>	<b><u>Date Filed</u></b>	<b><u>Assignment Reel/Frame</u></b>
09/887,371	June 22, 2001	011759/0972

## BEST AVAILABLE COPY

Please direct all telephone inquiries to:

Erich E. Veitenheimer, III  
Morgan, Lewis & Bockius LLP  
1111 Pennsylvania Avenue, N.W.  
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Telephone: (202) 739-3000

Certificate under 37 C.F.R. 3.73(b)

Gradipore Limited, certifies that he is the assignee of the entire right, title and interest in the patent application identified above. As assignment from the assignor of the patents and patent applications identified above was recorded as indicated above. To the best of the undersigned's knowledge and belief, title is in the assigned identified above.

I hereby declare that all statements made herein on my own knowledge are true, and that all statements made on information and belief are believed to be true; and further, that these statements are made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001. Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

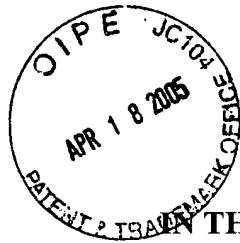
Gradipore Limited

Kailinj Wang  
Signature

KAILING WANG  
Name

CHIEF SCIENTIFIC OFFICER  
Title

Date: 31/01/05



PATENT  
Attorney Docket 063373-5013-01

THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: **Brendon Conlan et al.** )  
Application No. **09/887,371** ) Group Art Unit: **1753**  
Filed: **June 22, 2001** ) Examiner: **Arun S. Phasge**  
For: **Removal of Biological Contaminants** )

**CHANGE OF CORRESPONDENCE ADDRESS**

Please enter the correspondence address of this application as:

**Customer Number 009629**

Dated: **April 18, 2005**  
Morgan, Lewis & Bockius LLP  
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202-739-3000

Respectfully submitted,  
**Morgan, Lewis & Bockius LLP**

*Gregory T. Lowen*  
\_\_\_\_\_  
Gregory T. Lowen  
Registration No. 46,882  
Direct: 202-739-5915

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**PLEASE STAMP AND RETURN TO SHOW RECEIPT OF:**

In re Application of: Brendon Conlan et al.

Application No.: 09/887,371

Filed: June 22, 2001

For: REMOVAL OF BIOLOGICAL CONTAMINANTS

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1. Submission of Revocation of Power of Attorney and Grant of New Power of Attorney
2. Revocation of Power of Attorney and Grant of New Power of Attorney

Dated: March 2, 2005

Attorney Docket No.: 063373-5013-01-US

EEV\hcw



JK 3/3/05